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Attorneys for Plaintiff  
VNUS Medical Technologies, Inc.

(additional counsel on signature page)

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

VNUS MEDICAL TECHNOLOGIES, INC.,	)	LEAD CASE NO. C08-03129 MMC
	)	
Plaintiff,	)	CASE NO. C08-03129 MMC
	)	
v.	)	<b>STIPULATION AND <del>PROPOSED</del></b>
	)	<b>ORDER OF DISMISSAL OF</b>
BIOLITEC, INC., DORNIER MEDTECH	)	<b>DEFENDANTS DAVID S. CENTANNI</b>
AMERICA, INC., NEW STAR LASERS,	)	<b>AND TYRELL L. SCHIEK AND</b>
INC. d/b/a COOLTOUCH, INC., DAVID S.	)	<b>CONSOLIDATION OF RELATED</b>
CENTANNI, and TYRELL L. SCHIEK,	)	<b>CASES</b>
	)	
Defendants.	)	
	)	

The parties stipulate, by and through their respective counsel, as follows:

1. Defendants David S. Centanni and Tyrell L. Schiek are hereby dismissed with prejudice from this action pursuant to Federal Rule of Civil Procedure 41(a)(1). Each party will bear its own costs and attorneys fees.

2. The following related actions, which involve common questions of law or fact, are hereby consolidated for all purposes pursuant to Fed. R. Civ. P. 42:

<u>Abbreviated Case Name</u>	<u>Case No.</u>	<u>Date Filed</u>
<i>VNUS v. biolitec et al.</i>	C08-03129 MMC	June 27, 2008
<i>VNUS v. TVS</i>	C08-04234 MMC	September 8, 2008

3. In accordance with Civil L.R. 3-4(b), the caption of every pleading filed in these consolidated actions shall denote lead case number C08-03129 MMC above all consolidated case numbers.

4. All papers filed and served to date in either of the foregoing actions are hereby deemed a part of the record in the consolidated actions.

Dated: November 17, 2008

Respectfully Submitted,

ATTORNEYS FOR PLAINTIFF  
VNUS MEDICAL TECHNOLOGIES, INC.

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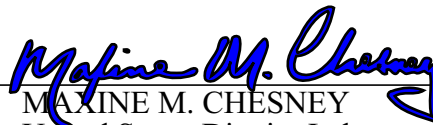
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I hereby attest that I have on file written permission to sign this stipulation from all parties  
whose signatures are indicated by a “conformed” signature (/s/) within this e-filed document.

/s/ Suong T. Nguyen  
Suong T. Nguyen

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: November 18, 2008

  
MAXINE M. CHESNEY  
United States District Judge